

WITNESS ADMITS HE FIRED FOUR SHOTS AT GOAD

(Continued from First Page.)

Goad?" asked Attorney R. H. Wallis for the defense.

"No, sir," answered Claude.

"Was he in your Uncle Sidna's line of fire?"

"He might have been."

"Did you shoot Judge Massie?"

"I did not."

"Fired Four Shots at Goad."

Continuing, Claude said he fired four shots, aiming each time at the head of Dexter Goad. Then his pistol stopped working. In the meantime, said the witness, Sidna Allen fired toward the officers, and Claude got behind him for protection. As soon as possible he reached the street. There he saw Sidna Allen, and saw Mr. Goad and others begin to fire from the steps, and Sidna returning the shots.

On the court green, Claude said, he met his brother, Victor Allen, who said to him: "For God's sake, don't shoot any more."

Having but two cartridges left, Claude, afraid to go anywhere without more, tried to get into the drug store opposite, but was prevented by those on the inside holding the door. Then he described the departure of the Allen family from their homes.

When arrested, said Claude, he had two pistols. One of these was his own, which he had secured that morning from his brother, who had just brought it to Hillsville. The other was handed to him after the shooting, he thinks, by Sidna Edwards. It was empty when he got it.

Judge Staples ruled out questions regarding Claude Swanson Allen's wanderings in the mountains during the two weeks he was at large. It was held that it was sufficient to know he had been a fugitive from justice.

In conclusion of his direct examination, the witness said he attended Fairview School, and took a course in shorthand and typewriting in a business college in Raleigh. He had expected to marry during the coming summer.

The cross-examination was conducted by John S. Draper. Answering a question as to why he whispered with his father in the bar just before the shooting, Claude said he thought it was not right to speak aloud in the courtroom. He is not sure that Sidna Allen and Dexter Goad fired the first shots at practically the same time.

After the tragedy Claude said he went home. Then he secured some one to carry the mail for his brother, and went back to the north side of the mountain. He is not sure that he was going to do—whether he would give himself up or not. He was unable to see them, as they had gone.

On his way home that day he secured some cartridges from the store of Sidna Allen, his uncle. He had not seen Sidna Allen in the bar, he said.

On redirect examination, Claude said that he had heard or seen nothing at any time preceding the shooting which would lead him to believe that Floyd Allen conspired with any other person to bring about the tragedy.

Second only to the evidence of Claude Allen in interest was that of Victor M. Allen, the older of the two sons of Floyd Allen, the prisoner at the bar. Victor is twenty-nine years old, married and has two children. He owns his own farm, adjoining his father's, and is a rural mail carrier from Gana post-office. He had not been well and did not go to Hillsville at the beginning of his father's trial. He received a message to bring his cousin, Sidna Edwards, to court as a witness, and did so. He was in the courtroom when the shooting came in the evening before the shooting. Victor said he was not handed, but that he could shoot with either hand. This was in reference to the evidence of a witness, who said he saw Victor and Sidna Allen on that evening standing by the bar when the jury came in, each with his right hand on a pistol.

On the fatal morning Victor was in the courtroom. He heard a shot fired, then saw Dexter Goad begin to shoot. Wesley Edwards, close by him, said something, but he did not catch it. Having no way to protect himself or to get what was going on, said Victor, he left the courthouse as soon as he could and waited on the green. He de-



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Victor Allen on Stand.

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ter-in-law, Miss Bettie Ayers. It entered the left side of the back and came out under the right breast. Mrs. Ayers was in the courtroom, but said that she and the dead girl were so jostled by the crowd into every position that it was impossible to say from which direction the fatal shot was fired.

Her husband says a deputy sheriff with three pistols in the court room that morning. On cross-examination she described this deputy as wearing white duck trousers, to the amusement of the crowd. Discussion of those trousers occupied some time.

It was continued during the examination of the J. Burnett, who failed to confirm the parts theory of identifying a deputy sheriff. It seemed that the man who it was thought had the three pistols did not answer to Mrs. Ayers's description.

Burnett said he had held no conversation with Sidna Allen and Floyd Allen about keeping horses. It then turned out that it was Burnett's son whom Floyd Allen is said to have told that he had not long to stay in Hillsville that morning.

Treasurer J. B. Marshall, of Carroll county, had in his possession for a time a pistol which proved to be Sheriff Webb's. It contained four cartridges. Mr. Marshall, shedding further light on those white duck pants, said that Deputy Sheriff Dalton, who it was supposed, had worn them, had a red mustache. As he had been described as clean shaven, this further complicated matters.

S. E. Gardner saw Mr. Foster's bullets, but no pistol.

Walter S. Tipton, of Hillsville, one of the attorneys for Floyd Allen at the time of the courthouse shooting, gave Victor Allen a good reputation. He had not heard Claude's and Friel's discussion. The Floyd Allen case, he said, had been continued once on the motion of the Commonwealth. He had not seen anything which would indicate a conspiracy.

Mr. Draper objected to this question, saying it was unlikely that Mr. Tipton, being a reputable citizen and attorney, would hold such a conspiracy. But the court said that the question might be allowed. The witness said he would have reported anything of the sort if he had heard it.

Did Not Know They Were Armed.

On cross-examination, Mr. Tipton said he did not know that Floyd Allen and the others of the family were armed in court. Floyd came out angry with G. W. Edwards during the trial, and the witness calmed him.

It then came out that Judge Massie had made some remarks to the Allen family at the last December term of the court about interfering with witnesses. At that time Floyd and Sidna were tried for the shooting. Judge Massie said he had been guilty of such practices, whereupon Judge Massie said he was glad to hear it.

If necessary, added the judge, he would bring in the State troops in order to have justice in the Carroll county court.

In addition, Judge Massie told Jack Allen, then an officer, not to serve a warrant in any case growing out of the schoolhouse row, which had precipitated all the trouble.

Barnett Allen, a son of Jack, it was brought out, had sworn out a warrant against the schoolhouse boys, and the schoolhouse boys were taken by Floyd Allen.

J. Cabell Strickland, the next witness, then an officer, told that he was at the hotel where he was taken when wounded. His evidence was unimportant. Judge Staples refused to permit a question as to whether the witness had received threats of personal violence because he had helped the defense.

Recalled to the stand, Jack Allen said he had never had a warrant for Samuel, but had one for Peter Easter, the principal witness against Floyd Allen, for shooting at Floyd. It was this process of the court that he had spoken. Jack told of a row he had with Samuel, and of a pistol drawing contest in which both engaged without injury.

Jessie Williams testified that he heard Deputy Sheriff Edwards say that he had shot at the schoolhouse boys before Floyd Allen shot. On cross-examination the witness said he worked for Jack Allen. Williams was the only witness of the afternoon session save Victor and Claude Allen.

WILMINGTON PLAYERS WIN.

Result of Second Day's Play in Carolina Golf Association Tournament.

Wilmington, N. C., May 10.—The second day's play of the third annual tournament of the Carolina Golf Association here today resulted in another victory for the Carolina Golf Club of Wilmington, the four players remaining in the championship flight after the day's eliminations being members of the local organization—R. H. Gwynne, N. MacRae, H. C. Bridges and J. W. Carmichael. The Cape Fear Country Club also won the team championship for the Carolina, and Henry Clark Bridges, of Tarboro, member of the same club, won the medal for the lowest score in the qualification rounds.

The Brigewood Club, Columbia, S. C., gets the 1912 tournament. Officers of the association are: E. Bond, Charleston, president; H. De Rapatte, Wilmington, and G. W. Watts, Durham, vice-presidents; W. M. Shand, Columbia, S. C., secretary and treasurer.

AGED HIGHLAND FARMER TAKES FIRST AUTO RIDE

Monterey, Va., May 10.—Lacking only two years of the century mark, Cyrus Colow, the oldest citizen of Highland and doubtless one of the oldest men in Virginia, took his first automobile ride a few days ago. Contrary to expectations, the venerable farmer effected no fear at the time of his first extreme old age or second childhood, but seemed to appreciate to the limit the novel experience.

Mr. Colow has been a lifelong resident of the beautiful Crabbottom Valley, and although ninety-eight years of age, retains a remarkable firmness of leg and possesses a use of his mental faculties far above the normal for one so old.

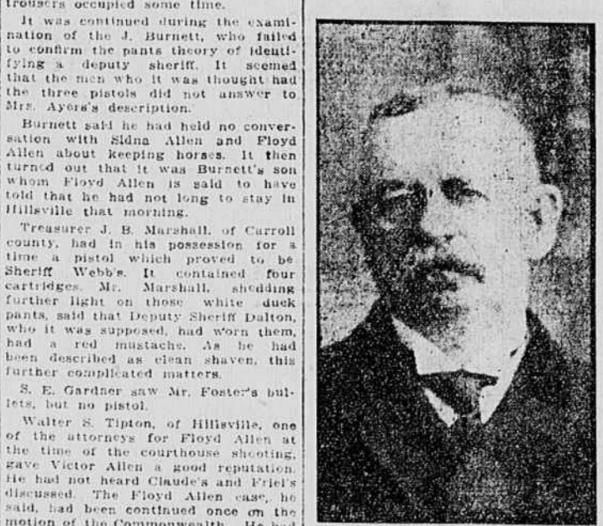
His memory runs back to the days of the tee-ball and pack-horse, and he has seen a section of the State was little less than a dense wilderness. He is a careful reader of the newspapers and keeps abreast of the times along the line of traveling and general progress. He says he hopes to see an airplane cross the Alleghenies before he dies.

Relatively Unimportant.

The morning testimony was relatively unimportant. Mrs. David Ayers, told of the wound received by her sis-

COLE JORDAN WAS GALLANT SOLDIER

Death Claims Veteran Who Was Noted for His Bravery in Mosby's Command.



H. COLE JORDAN.

Henry Cole Jordan, Confederate veteran and one of the best known citizens of Richmond, died yesterday morning at 1 o'clock at his home, 2601 Grove Avenue. He had suffered for some time from an affection of the heart, and for the last few weeks had been confined to his home. He was sixty-six years of age. The funeral will take place from his home tomorrow afternoon at 5 o'clock. The services will be conducted by Rev. Landon R. Mason, who served with him in the war, and Rev. J. Calvin Stewart.

Every veteran of Mosby's command in the city has been invited to attend the funeral as an honorary pall-bearer. Among them will be Colonel William H. Chapman, W. Ben Palmer and Frank Hahn. The active pall-bearers will be Stuart Ford, Edith Wilson, G. Chapman, Russell, William Jenkins, George M. Cease, Barney Meyers, Thomas Snellings and Frank Anthony.

Mr. Jordan, who was born and reared in this city, became a member of Mosby's command in 1864, when he was less than eighteen years old. It is said that he walked from Richmond to Colonel Mosby's headquarters and unceremoniously entering the chief's tent announced that he had volunteered.

After a few moments the colonel dismissed him with scant notice, saying that he was too young to take part in such serious business. The boy's rejoinder probably would have sent an older man to the guardhouse, but Mosby recognizing that it was just that kind of material that made his command famous, and ordered him to enlist and get a horse the best way he could. He remained with the command until after the surrender of Lee and Johnston, taking part in most of the famous engagements, though he never received a wound of any consequence.

Known for His Daring.

Though he was known as one of the most daring of Mosby's men, Mr. Jordan was modest. He rarely, if ever, discussed the war except when in conversation with one of his old comrades. Mention is made of him frequently in the many books that have been written of Mosby and his men, but there is no full record of his service except where his name appears as sergeant in Company D, in which he enlisted. He was a member of R. E. Lee Camp, Confederate Veterans, and of other Confederate organizations.

"While I have known Mr. Jordan," said Colonel William H. Chapman last night, "since he enlisted, a boy several years younger than I, it has been impossible for me or any one else to get an adequate idea of his record because of his reticence. He would occasionally discuss an incident here and there, but was opposed to publicity of any kind. I know that he was one of the bravest men in Colonel Mosby's command, and that he was in every battle of the war. He was a man who seemed to me a man absolutely without fear. He had been under me in many raids where the squads were made up of volunteers from any company in the command. When the remnants of our band started in the direction of Richmond after the hearing of the surrender of Lee at Appomattox, he was one of those who gave up their arms upon hearing that Johnston had surrendered in North Carolina and that the war really was over."

After the war Mr. Jordan was for a number of years connected with the Chesapeake and Ohio Railway Company.

Returned to Day.

The special car over the Southern Railway, carrying delegates from Richmond to the Confederate Veterans' Reunion in Marion, Ga., will reach here on the return trip this morning at 8:10 o'clock.

Arrested for Larceny.

J. A. Fisher was arrested yesterday on a charge of stealing a small sum of money from Horace A. Carter.

Missor Smith, colored, was locked up at the First Police Station on a charge of assaulting his wife.

Sensitive Throat?— You'll find no "bite" in Tuxedo Tobacco—and that fine flavor—

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banks, and had explained that the "silent party" was Judge Archbald. To-day, however, upon reading a copy of the assignment against Williams declared that jurist, which was signed. He admitted that the signature attached was his, but repudiated its contents. This led Attorney Worthington to ask the witness if he ever drank. He said that he did, and admitted it was possible he might have signed papers that he could not now recall.

Williams also repudiated the letter introduced in evidence Wednesday, in which he related having told W. P. Boland that if he had discounted one of Judge Archbald's notes a case he had before that jurist, which was decided against him, might have resulted differently. The witness admitted having said something like that to Boland, but he denied that the language used in the letter in evidence signed by him ever came from his lips.

It was also developed on cross-examination that Judge Archbald paid Williams's fare from Seranton to Washington, that the latter might respond to the subpoena from the judiciary court to appear before it. Williams said he did not have the money, and that he had asked Judge Archbald to loan him the fare.

When the committee adjourned for the day Williams was cautioned by Chairman Clayton to talk to no one about the case. He will be recalled tomorrow.

W. P. Boland and C. G. Boland, who figure in the Archbald charges, and who were instrumental in bringing them to the attention of the Department of Justice, were present during the hearing. They will not be called to testify until Monday. Interstate Commerce Commissioner Meyer, who first called President Taft's attention to the charges against Judge Archbald, will be asked to testify tomorrow when Williams's examination is finished.

Obituary

Funeral of Dr. Herndon. [Special to The Times-Dispatch.] Fredericksburg, Va., May 10.—The body of Dr. Dauney Herndon, who died at his home in Alexandria, Wednesday, at the age of eighty-one years, a former resident of this city, was brought here to-day, and interment was made in the family burying ground in the City Cemetery. The funeral took place this afternoon, conducted by Rev. R. J. McBrady, D. D.

Mrs. Mary Price. [Special to The Times-Dispatch.] Lynchburg, Va., May 10.—Mrs. Mary Price, wife of A. H. Price, a Main Street merchant, and a daughter of the late M. S. Franklin, died at an early hour this morning. Mrs. Price was a native of Bedford county, having been married there thirty-one years ago. She received her education at the Blackstone Female Institute, and was later married to Dr. Watt Fugate, a young physician of Bedford county. She was left a widow after three years, and in 1905 was married to Mr. Price, with whom she came to Lynchburg to live.

Mrs. Price was a member of the First Presbyterian Church, and she is survived by her husband, two small children, a sister, Miss Jennie Franklin, of Lynchburg, also survives her.

John Hickson. [Special to The Times-Dispatch.] Lynchburg, Va., May 10.—John Hickson died this morning at 5 o'clock at his home "Oak Grove," on Fort Hill, death coming after an illness covering a period of a year, during which time he declined steadily, and his decline was due to general debility. Mr. Hickson was the pioneer wholesale lumber dealer of Lynchburg, having come here in 1876, and his home "Oak Grove" launched the city, with which he was actively associated until his health began to fail, 8 years ago. He was a native of Canada, and was in the 85th year of his life at the time of his death.

Before leaving Canada Mr. Hickson married Miss Ann Beattie, also a native of Canada, who, together with the following six children, survives him: William H. Hickson and M. B. Hickson, of Lynchburg; John Hickson, Jr., and R. B. Hickson, of Cheraw, S. C.; and Mrs. W. H. Willard, of Greensboro, N. C., and Mrs. Lawrence N. Pierce, of Lynchburg.

Mr. Hickson was a member of Westminister Presbyterian Church. He served the church a long time in the capacity of deacon, and was then chosen one of the elders, which position he occupied at the time of his death.

Mrs. Emma Mays. [Special to The Times-Dispatch.] Lynchburg, Va., May 9.—Mrs. Emma Mays, aged fifty-two, widow of C. W. Mays, who died four months ago, died at her home in Cabell Street Thursday night, having been paralyzed a few days before the death of her husband. She was a member of the Rivermont Avenue Methodist Church, and leaves four children. Mrs. Mays, who was a Miss McCraw, was a native of Amherst county, and had lived here twenty-two years.

Miss Eliza E. Sacra. Miss Eliza E. Sacra died at her home at Oliver, Hanover county, yesterday. The funeral will be held at the chapel at Oliver tomorrow afternoon at 3 o'clock. Miss Sacra leaves a brother, Jeff Sacra, of Richmond, and two sisters, Mrs. Henry Layne and Miss Mollie E. Sacra.

DEATHS

CLARKE—Died, at her residence, 804 West Marshall Street, at 5 o'clock Thursday afternoon, MRS. MARY M. CLARKE. She is survived by her husband, Charles P. Clarke, and nine children.

Funeral from her late residence SATURDAY MORNING at 11 o'clock. Interment in Oakwood.

PINCH—Died, at the Virginia Hospital, Friday, May 10, at 3:35 P. M., ALICE SMITH PINCH, wife of John A. Pinch. She is survived by her husband, son, J. D., and one daughter, Ethel Ruth Louise.

Funeral notice later. Jacksonville, Roanoke, Lynchburg papers copy.

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Change of Schedule on Norfolk & Western Railway

Effective Sunday, May 12, 1912, additional trains for Norfolk will leave Richmond on Sundays only at 8:10 A. M. and 7:35 P. M. Trains leaving 9 A. M. and 4:10 P. M. for Norfolk will run daily as usual, but in leaving at 3 P. M. will run every day except Sunday.

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The Mount Pleasant, Bretton Woods, N.H., Capacity 225

Fairfax House, Fairfax, N.H., Capacity 100

Maplewood Hotel & Inn, New Profile House, Cotton Hill, N.H., Capacity 100

The Sibley, Bethel, N.H., Capacity 80

Mountain View House, Whitefield, N.H., Capacity 150

Mt. Madison House, Gorham, N.H., Capacity 20

The Mount Washington, Bretton Woods, N.H., Capacity 200

The Crawford House, Bretton Woods, N.H., Capacity 200

Twin Mountain House, Twin Mountain, N.H., Capacity 100

The Waukeg & Cottage, Jefferson, N.H., Capacity 100

Sunset Hill House, Sugar Hill, N.H., Capacity 50

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SUNDAY EXCURSIONS

To-Morrow's the Day. Norfolk and Western's the Way.

The Sunday seashore excursions from Richmond to Norfolk, Virginia Beach, Cape Henry and Ocean View, via Norfolk and Western Railway, will begin to-morrow, Sunday, May 12, and continue each Sunday throughout the summer. The fare is only one dollar and fifty cents round trip to either resort. A fast special train will leave Richmond at 8:10 A. M. every Sunday, arriving Norfolk 10:50, and leave Norfolk 7:40 P. M., arriving Richmond 10:25. The excursion tickets will all be honored on the "Cannon Ball," which leaves at 9 A. M., arrives Norfolk 11:23, and leaves Norfolk at 10 P. M., arriving Richmond 6:35. This train carries a Pullman parlor car. Both of these trains will be sold between the two cities, thus affording the convenience of change of cars or transfer. Tickets on sale only at Byrd Street Station.

C. H. BOSLEY, District Passenger Agent.

Chief Witness So Far Against Judge Archbald Recalled to Stand.

Washington, May 10.—Edward J. Williams, of Seranton, Pa., chief witness so far against Judge Robert W. Archbald, of the Commerce Court, today admitted he denied before the House Committee on the Judiciary some of the testimony he had given against the judge on Wednesday.

Williams was a partner with Judge Archbald in negotiations for buying a culm bank from the Erie Railroad as well as a profit of \$2,000 of the Lackawanna and Wyoming Railroad. The judge at that time had the Erie's so-called lighterage cases in his court. The committee is investigating to decide if impeachment proceedings should be brought against the judge.

A. S. Worthington, counsel for the accused jurist, undertook the redirect examination of Williams, and called his attention to the copy of an assignment of the culm bank property that he was alleged to have made to W. P. Boland and "a silent party." Previously Williams had admitted having such an assignment before he procured options on the Erie culm

bank, and had explained that the "silent party" was Judge Archbald. To-day, however, upon reading a copy of the assignment against Williams declared that jurist, which was signed. He admitted that the signature attached was his, but repudiated its contents. This led Attorney Worthington to ask the witness if he ever drank. He said that he did, and admitted it was possible he might have signed papers that he could not now recall.

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